COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

A Tradition of Service

DATE: May 19, 2010

OFFICE CORRESPONDENCE FILE NO. FO2251822

FROM: ERIC B. SMITH, COMMANDER
LEADERSHIP AND TRAINING DIVISION

TO: KARYN MANNIS, CAPTAIN
INTERNAL AFFAIRS BUREAU

SUBJECT: **EXECUTIVE FORCE REVIEW COMMITTEE DISPOSITION:**
DEPUTY HECTOR ARREOLA #[redacted]
DEPUTY EDUARDO SANCHEZ #[redacted]
DEPUTY [redacted] #[redacted]
INMATE RECEPTION CENTER

On September 19, 2009, at approximately 0245 hours, deputies were monitoring approximately 35 inmates being processed through the IRC clinic area. As the inmates were standing with their right shoulder against the wall waiting to be housed, Inmate Timmons began yelling and refused to move inside a cell. Deputies Arreola and Sanchez contacted Timmons to see what the problem was.

Upon contacting Inmate Timmons, the deputies ordered him to face the wall and place his hands behind his back. When deputies attempted to handcuff Inmate Timmons, he resisted by tensing his body and moving his arms away from the deputies. Deputies Arreola and Sanchez employed a controlled take down of Inmate Timmons. Once on the ground, Deputy [redacted] who had come to the assistance of Arreola and Sanchez, successfully handcuffed Inmate Timmons without further incident.

As a result of the take down maneuver, Inmate Timmons sustained a bump on his forehead and lacerations above his eyebrow and chin. He was taken to the IRC clinic where he was treated for his injuries and referred to "doctors line" for follow-up treatment. Later that day, Inmate Timmons was seen by a physician who ordered x-rays of his face and jaw. The x-rays revealed that Inmate Timmons had sustained a broken jaw, presumably as a result of being taken to the ground.

On May 13, 2010 the Executive Force Review Committee convened and conducted a review regarding the facts of this case. The applicable policies that were evaluated by the committee were: MPP §§ 3-01/025.00, Use of Force; 3-01/025.10, Unreasonable Force; and 3-01/050.10, Performance to Standards.

Concerning:

MPP § 3-01/025.00, Use of Force and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputies Hector Arreola #[redacted] Deputy Eduardo Sanchez #[redacted] and Deputy [redacted] #[redacted] was reasonable and necessary and in compliance with Department policy.

MPP § 3-01/050.10, Performance to Standards, the Committee determined that the tactics employed by Deputies Hector Arreola #[redacted] Deputy Eduardo Sanchez #[redacted] and Deputy [redacted] #[redacted] in this incident were within Department Policy.

The Committee directed the Inmate Reception Center Commander, Captain Gerald K. Cooper, to send Deputies Hector Arreola #[redacted] Eduardo Sanchez #[redacted] and [redacted] #[redacted] to Critical Decision Making Training, facilitated by Custody Division Headquarters Training.

Eric B. Smith, Commander

EBS:RSP/rsp

TABLE OF CONTENT
FO2251822

Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 509-01623-5120-505	Date: 9/19/09	Time: 0245 HOURS
Location: IRC Module 232 Staging Area	City or Station: Los Angeles
Bureau/Station/Facility: Inmate Reception Center	Admin. Investigation: YES ☐ NO ☒
Type of Force: Significant (Team Take Down/Control Holds/Resisted Handcuffing)	
Deputy Injury: YES ☐ NO ☒	Suspect Injury YES ☒ NO ☐
☐ Call	☒ Observation	☐ Detail	☐ Foot Pursuit	☐ Vehicle Pursuit
IAB Notified: YES ☒ NO ☐	Person Notified: Lt. Brickert	Emp: [redacted]	IAB Roll Out: YES ☐ NO ☒

Involved Employee

E1

Employee #	Last Name	First Name	Middle Name
[redacted]	Arreola	Hector	

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
☒ Male ☐ Female	H	Inmate Reception Center	231/232

Shift		Age	Height	Weight
☒ EM ☐ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	[redacted]	5 09	175

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital:		Directed Force ☐ Significant Force ☒

E2

Employee #	Last Name	First Name	Middle Name
[redacted]	Sanchez	Eduardo	S.

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
☒ Male ☐ Female	H	Inmate Reception Center	231/232

Shift		Age	Height	Weight
☒ EM ☐ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	[redacted]	5 11	250

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital:		Directed Force ☐ Significant Force ☒

E3

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
☒ Male ☐ Female	H	Inmate Reception Center	231/232

Shift		Age	Height	Weight
☒ EM ☐ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	[redacted]	5 10	185

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital:		Directed Force ☐ Significant Force ☐

☐ **Additional Involved Employees**

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	Jones	Damon	Anthony	Sgt.	YES ☐ NO ☒	YES ☐ NO ☒
					YES ☐ NO ☐	YES ☐ NO ☐

Watch Sergeant

Emp.	Last Name	First Name	Middle Name
[redacted]	Woodward	Dianna	J.

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	Norman	Alise	

Sgt. Alise Norman
Watch Commander (**Print Name**)   Watch Commander's **Signature**:   Emp #:   Date

Sgt. Jack H. Ramirez
Supervisor Completing Form: (**Print Name**)   Emp #: [redacted]   Copy Provided to Employee by: Emp #:

Captain Gerald Cooper
Unit Commander (**Print Name**)   Unit Commander's **Signature**:   Emp #:   Date

DISCOVERY Use Only
FO# 225 1822

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 12/07)

Supervisor's Report on Use of Force
SUSPECT INFORMATION
509-01623-5120-505

Suspect Information

S 1

Last Name: Timmons	First Name: Barry	Middle Name:
AKA Last Name:	First Name:	Middle Name:

Sex: [X] Male [ ] Female | Race: B | Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Work Phone: [redacted] | Home Phone: [redacted] | Age: 29 | Height: 5 07 | D.O.B. 02/20/80 | Weight: 170 | Armed? [ ]

Booking #: 2061424 | Primary Charge Code: A211 P.C.. | Secondary Charge Code: | Criminal History [ ]

EMT in attendance? [ ] YES [X] NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? [ ] Rec'd Treatment At: IRC Module 231 Clinic Coroner Case #: ______ Mental History [redacted]

By Doctor: RN II Baxter #496875 Address: 450 E. Bauchet St., LA Phone #: 213-893-5324

Under Influence: [ ] YES [X] NO Substance: ______ Mental Illness [X]

Suspect Interview

Date: 09-19-09 | Time: 0336 | Audiotape: [ ] | Videotape: [X] | Photos of Injuries: [ ]

Suspect Information

S __

Last Name:	First Name:	Middle Name:
AKA Last Name:	First Name:	Middle Name:

Sex: [ ] Male [ ] Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? [ ]

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History [ ]

EMT in attendance? [ ] YES [ ] NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? [ ] Rec'd Treatment At: ______ Coroner Case #: ______ Mental History [ ]

By Doctor: ______ Address: ______ Phone #: ______

Under Influence: [ ] YES [ ] NO Substance: ______ Mental Illness: [ ]

Suspect Interview

Date: | Time: | Audiotape: [ ] | Videotape: [ ] | Photos of Injuries: [ ]

Suspect Information

S __

Last Name:	First Name:	Middle Name:
AKA Last Name:	First Name:	Middle Name:

Sex: [ ] Male [ ] Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? [ ]

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History [ ]

EMT in attendance? [ ] YES [ ] NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? [ ] Rec'd Treatment At: ______ Coroner Case #: ______ Mental History [ ]

By Doctor: ______ Address: ______ Phone #: ______

Under Influence: [ ] YES [ ] NO Substance: ______ Mental Illness [ ]

Suspect Interview

Date: | Time: | Audiotape: [ ] | Videotape: [ ] | Photos of Injuries: [ ]

[ ] **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
5 0 9 - 0 1 6 2 3 - 5 1 2 0 - 5 0 5

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

Non-Employee Witnesses

Last Name: [redacted] (BKG# [redacted]	First Name: [redacted]	Middle Name: [redacted]	Age: 38	D.O.B.: [redacted]
Street Address: [redacted]	City: [redacted]	Zip Code: [redacted]	Work Ph.: [redacted]	Home Ph.: [redacted]
Last Name: [redacted] BKG# [redacted]	First Name: [redacted]	Middle Name: [redacted]	Age: 56	D.O.B.: [redacted]
Street Address: [redacted]	City: [redacted]	Zip Code: [redacted]	Work Ph.: [redacted]	Home Ph.: [redacted]
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.

☐ Additional Witness

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
I/M Timmons	S#1	Dep. Sanchez/Arreola/[redacted]	E#1/2/3	UC	NN	
Dep. Arreola	E#1	I/M Timmons	S#1	RH	NN	
I/M Timmons	S#1	Dep. Arreola	E#1	UC/RS	NN	
Dep. Arreola/Sanchez	E#1/2	I/M Timmons	S#1	CT	NN	
I/M Timmons	S#1	Dep. Arreola/Sanchez	E#1/2	UC/RS	NN	
Dep. Arreola/Sanchez	E#1/2	I/M Timmons	S#1	TT/CT	LC	FA
I/M Timmons	S#1	Dep. Arreola/Sanchez	E#1/2	RS	NN	
Dep. Arreola/Sanchez	E#1/2	I/M Timmons	S#1	CT	NN	
Dep. [redacted]	E#3	I/M Timmons	S#1	RH	NN	

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

SIGNIFICANT FORCE INCIDENT EVALUATION

UNIT:	Inmate Reception Center
DATE:	September 19, 2009
TIME:	0245 hours
LOCATION:	450 Bauchet Street Los Angeles, CA 90012
IAB#:	FO2251822
URN#:	509-01623-5120-505

NATURE OF INCIDENT:

On September 19, 2009, at approximately 0245 hours, deputies assigned to the Inmate Reception Center were involved in a use of force while attempting to subdue a combative inmate. The encounter resulted in the inmate sustaining lacerations on his chin and eyebrow as well as a contusion on his forehead. On October 20th operations staff at the Inmate Reception Center learned that the inmate had sustained a broken jaw during the course of his altercation with the deputies. Internal Affairs Bureau was notified and subsequently learned the following.

Deputies were monitoring approximately 35 inmates being processed through the IRC clinic area. As the inmates were standing with their right shoulder against the wall waiting to be housed, Inmate Timmons began yelling and refused to move inside a cell. Deputies Arreola and Sanchez contacted Timmons to see what the problem was.

Upon contacting Timmons the deputies ordered him to face the wall and place his hands behind his back. When deputies attempted to handcuff Timmons, he resisted by tensing his body and moving his arms away from the deputies. Deputies Arreola and Sanchez employed a controlled take down of Timmons. Once on the ground, Deputy [redacted] who had come to the assistance of Arreola and Sanchez, successfully handcuffed Timmons without further incident.

As a result of the take down maneuver, Timmons sustained a bump on his forehead and lacerations above his eyebrow and chin. He was taken to the IRC clinic where he was treated for his injuries and referred to "doctors line" for follow-up treatment. Later that day

Timmons was seen by a physician who ordered x-rays of his face and jaw. The x-rays revealed that Timmons had sustained a broken jaw, presumably as a result of being taken to the ground.

The following review is based on written documentation, interviews of witnesses, involved deputies, and medical staff.

INVOLVED PERSONNEL:

ARREOLA, HECTOR- Deputy Sheriff, Employee #[redacted]
Inmate Reception Center
Correctional Services Division
Employee Work History:
Date of Employment: 09-17-2007
Date Assigned to Unit: [redacted]
Prior Founded Force Incidents:

SANCHEZ , EDUARDO - Deputy Sheriff, Employee #[redacted]
Inmate Reception Center
Correctional Services Division
Employee Work History:
Date of Employment: 03-01-2006
Date Assigned to Unit: [redacted]
Prior Founded Force Incidents:

[redacted]- Deputy Sheriff, Employee #[redacted]
Men's Central Jail
Correctional Services Division
Employee Work History:
Date of Employment: 03-07-2007
Date Assigned to Unit: [redacted]
Prior Founded Force Incidents:

INVOLVED SUSPECT:

TIMMONS, BARRY

Sex:	Male
Race:	Black
Characteristics:	5'7 170 Brown / Black
Date of Birth:	February 20, 1980

Booking Number: 2061424
Charge: Not charged
Injury: Fractured jaw, laceration left eyebrow,

Suspect Timmons Consolidated Criminal History System reveals that [redacted]

IAB Note: Refer to Exhibit C, for a copy of Suspect Timmons criminal history.

DEPARTMENT WITNESSES:

None

NON-DEPARTMENT WITNESSES:

1. [redacted] BKG. #[redacted]
2. [redacted] BKG. #[redacted]

INVOLVED EMPLOYEE STATEMENTS:

Deputy Hector Arreola, #[redacted] was interviewed on February 15, 2010, by Internal Affairs Bureau Sergeants Jack Ramirez and Jimmy Rios. The interview was conducted at the Internal Affairs Bureau. The interview was digitally recorded for review. The following is a summary of Deputy Arreola's view of the incident.

Deputy Arreola said on 09-19-09, at approximately 0245 hours, he was assigned to IRC 231 clinic. He said he and other deputes were monitoring approximately thirty five inmates being processed through the 232 clinic area. He said as the inmates were standing in line waiting to be housed, he heard I/Timmons yelling and refusing to go inside Pod B. He said I/Timmons was ordered to go inside his assigned cell. Deputy Arreola said he and Deputy Sanchez walked over to speak to I/Timmons. Deputy Arreola said I/Timmons had a facial expression on his face that led him to believe that Timmons did not understand the directions being given to him.

Deputy Arreola said at that point he directed Timmons to place his hands behind his back so he could handcuff Timmons. Deputy Arreola said his intention was to continue to talk to him once a supervisor was present. Deputy Arreola said as he spoke to I/Timmons, he turned his body towards them and tensed up. Deputy Arreola said he attempted to take control of Timmons arms. He said as he attempted to grab Timmons arms, he continued to tense up and moved his arms back and forth in an effort to avoid being handcuffed.

Deputy Arreola said he immediately took control of Timmons right arm and upper back area. He said Deputy Sanchez took control of Timmons left arm. He said they did a team takedown and took Timmons to the ground. He said at that point, Deputy [redacted] handcuffed I/Timmons without further incident. Deputy Arreola said he saw that Timmons was bleeding from his chin as a result of him striking the ground during the takedown. Deputy Arreola said he also noticed a laceration on Timmons left eyebrow.

He said he did not see anyone else use force on I/Timmons. He said Sergeant Jones responded and he advised him of the force he had used on Timmons. Deputy Arreola said Timmons was treated by the medical staff.

I.A.B. Note: Refer to Exhibit A, for Deputy Arreola's supplementary report. Also see a copy of his transcribed interview submitted with this case file.

Deputy Eduardo Sanchez, #[redacted], was interviewed on February 15, 2010, at approximately 1045 hours, by Sergeants Jack Ramirez and Jimmy Rios of Internal Affairs Bureau. The interview was digitally recorded for review. The following is a summary of the incident.

Deputy Sanchez said he was working IRC clinic on 09-19-09, at approximately 0245 hours. He said he and other deputes were monitoring inmates being processed through the 232 clinic area. He said he heard I/Timmons yelling and refusing to go inside Pod B. Deputy Sanchez said Timmons was given verbal commands to go inside of his cell. He said Timmons refused to comply with the instructions given to him. Deputy Sanchez said he and Deputy Arreola approached Timmons to see why Timmons was not following instructions.

Deputy Sanchez said Deputy Arreola ordered Timmons to face the wall and to place his hands behind his back so that he could be handcuffed. Deputy Sanchez said while they were attempting to talk to Timmons and handcuff him, Timmons turned his body towards them (Arreola and Sanchez) and began to tense up.

Deputy Sanchez said at this point, they ordered I/Timmons to put his hands behind his back so that he could be handcuffed. Deputy Sanchez said they both attempted to take control of Timmons arms. Deputy Sanchez said Timmons continued to tense up and moved his arms in an effort to keep from getting handcuffed. Deputy Sanchez said he took control of Timmons left lower arm area, and Deputy Arreola took control of Timmons right lower arm area. He said they performed a controlled take down. He said when they were on the ground, Deputy [redacted] handcuffed Timmons without further incident.

Deputy Sanchez said as they lifted Timmons onto his feet, they noticed Timmons had sustained an injury and was bleeding from his chin as a result of hitting the floor during

the take down. Deputy Sanchez said he also saw a small cut on Timmons left eyebrow. I/Timmons was treated for his injuries by the medical staff. Sergeant Jones was notified of the force used on Timmons.

I.A.B. NOTE: Refer to Exhibit A, for a copy of Deputy Sanchez' supplementary report. Also see a copy of his transcribe interview submitted with this case file.

Deputy [redacted] #[redacted] was interviewed on February 15, 2010, at approximately hours 1105 hours, by Sergeants Jack Ramirez and Jimmy Rios of Internal Affairs Bureau. The interview was digitally recorded for review.

Deputy [redacted] said on 09-19-09, he was working the IRC 231 clinic. He said he and other deputies were monitoring inmates being processed through the 232 clinic area. He said he heard Inmate Timmons yelling and refusing to go inside Pod B. He said I/Timmons was ordered to go into his assigned cell. He said Deputies Arreola and Sanchez contacted I/Timmons to see if there was a communication misunderstanding. Deputy [redacted] said while the deputies were speaking to Timmons, he turned his body and tensed up toward the deputies.

He said Deputy Arreola ordered Timmons to put his hands behind his back so that he could be handcuffed. Deputy [redacted] said Timmons refused to follow directions and started to resist. He said at that point, Deputy Sanchez took control of I/Timmons left arm while Deputy Arreola took control of Timmons right arm. Deputy [redacted] said Deputies Arreola and Sanchez then performed a controlled team take down. He said once they were on the ground, he handcuffed Timmons without further incident.

Deput [redacted] said Timmons sustained an injury to his chin as a result of him hitting the floor during the take down. He said Sergeant Jones was notified of the incident.

I.A.B. NOTE: Refer to Exhibit A, for a copy of Deputy [redacted] supplementary report. Also see a copy of his transcribed interview submitted with this case file.

SUSPECT'S STATEMENTS:

Suspect Barry Timmons was interviewed on September 19, 2009, at 0336 hours by Sergeant Damon Jones and Sergeant Alise Norman, #[redacted] Sergeant Jones stated that I/Timmons appeared to be in a state of confusion. He said Timmons also displayed signs of being restless. He said Timmons had difficulty articulating what had happened.

Inmate Timmons told Sergeant Jones that he was trying to understand what the deputies were saying. Timmons said he laughed at something. He first said he had laughed at

another inmate but later told Sergeant Jones that he had laughed at a joke one of the deputies had told him. Inmate Timmons told Sergeant Jones that he was instructed to put his hands on the wall and he complied. He continued by saying that he was walking to his cell when a deputy put him in a "choker." Sergeant Jones indicated that Timmons could not clearly explain what a "choker" was. Inmate Timmons told Sergeant Jones that he believed that he had been put to sleep. Sergeant's Norman and Jones asked Timmons if he had lost consciousness and he replied by saying he did not remember. I/Timmons told Sergeant Jones that he did not remember anyone hitting him. Timmons said the entire incident happened very quickly. I/Timmons was unable to tell Sergeant Jones how he received his injuries.

I.A.B. Note: Refer to the DVD containing the interview conducted by Sergeant's Jones and Norman.

DEPARTMENT WITNESSES STATEMENTS:

None

NON-DEPARTMENT WITNESS STATEMENTS:

Sergeant Jones interviewed fifteen inmates that were at the IRC clinic. One inmate ([redacted] BK#[redacted]) told Sergeant Jones he heard somebody hit the ground. He said he did not see anything else. One inmate ([redacted] BK#[redacted] said he heard someone saying "stop resisting." He said he did not see anything. The other thirteen inmates told Sergeant Jones that they did not see anything.

I.A.B. Refer to the DVD containing the interviews conducted by Sergeant Jones.

SUSPECT'S INJURIES:

Suspect Timmons was seen by IRC Nurse Loretta Baxter on 09-19-09 at 0415 hours. She noted that Timmons had a 1" laceration on his left eyebrow with swelling and a ½ inch gash under his chin that was bleeding actively. The wounds were cleaned with normal saline, wrapped wit gauze and bandaged. There was mention of any other injuries or complaints of pain. Inmate Timmons stated he does have a history of mental illness. I/Timmons was seen by mental health staff and transferred to Twin Towers module 172 for observation.

I/Timmons was referred to Doctors line for follow-up treatment. Later that day Timmons was seen by a physician who ordered x-rays of his face and jaw. The x-rays subsequently revealed that Timmons had sustained a broken jaw.

DEPUTY PERSONNEL INJURIES:

No deputies were injured during this incident.

PHYSICAL EVIDENCE:

No physical evidence was collected at the scene.

INVESTIGATORS OBSERVATIONS:

Digital photographs of the scene were taken after the fact (Refer to Exhibit F).

WEAPONS USED BY DEPUTY PERSONNEL:

Personal Weapons (hands and feet), Team Take down.

WEAPONS USED BY SUSPECTS:

Personal weapons (hands and feet)

PROPERTY DAMAGE:

None

CRIMINAL INVESTIGATOR and CHARGES FILED:

Investigator: No Incident report was written on this incident
Court:
Charges Filed: No charges were sought against Suspect Timmons

WEATHER CONDITIONS AND LIGHTING CONDITIONS:

The incident occurred inside of a custody facility that was well lit.